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7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9

10 EDWARD ALVARADO, et al,

) Case No. C-04-0098 SI

11)
12 Plaintiffs,
13 v.
14 FEDEX CORPORATION, a Delaware
corporation, dba FEDEX EXPRESS,
15)
16 Defendant.
17)
18)
19)
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)
PLAINTIFF EDWARD ALVARADO'S
WITHDRAWAL OF OPPOSITION FILED
4/26/06 AND [PROPOSED] ORDER
STRIKING DOCKET NUMBER 392
FROM THE RECORD AND
INCORPORATED DECLARATION IN
SUPPORT

HONORABLE SUSAN ILLSTON



1 WHEREAS, on April 21, 2006, the court issued an Order per Plaintiff Edward
2 Alvarado's request to terminate Waukeen McCoy as counsel of record, and retain only Kay
3 McKenzie Parker as his only attorney of record in the matter Alvarado et al v. FedEx C04-0098.
4

5 WHEREAS, on April 21, 2006, Mr. Alvarado then terminated Ms. McKenzie Parker's
6 representation and by letter reinstated Mr. McCoy as his only attorney of record in the matter
7 Alvarado et al v. FedEx C04-0098. A true and correct copy of this letter is attached as Exhibit
8 A. Additionally, Plaintiff Alvarado has filed Docket number 393 entitled NOTICE OF
9 TERMINATION OF REPRESENTATION AND [PROPOSED] ORDER REINSTATING /
10 SUBSTITUTING WAUKEEN McCOY AS ATTORNEY OF RECORD FOR PLAINTIFF
11 EDWARD ALVARADO.

12 WHEREAS, on April 26, 2006 Ms. McKenzie Parker filed docket number 392 entitled
13 "PLAINTIFF EDWARD ALVARADO'S BRIEF RE: SEVERANCE OF PLAINTIFFS."
14

15 WHEREAS, Plaintiff's time to file an Opposition to Defendant's Motion does not expire
16 until April 28, 2006
17

18 Mr. Alvarado hereby withdraws Ms. McKenzie Parker's filing (Docket number 392) and
19 requests the court to issue an order striking that document from the record. Plaintiff Alvarado
20 will join in the Opposition to be filed by the other C04-0098 plaintiffs on Friday, April 28th 2006.
21

22 I declare I have personal knowledge of the above stated facts.
23

24 DATED April 27, 2006

LAW OFFICES OF WAUKEEN MCCOY

25 _____/s/
26 Waukeen McCoy
27 Attorney For Plaintiff Edward Alvarado
28

PROPOSED ORDER

IT IS HEREBY ORDERED:

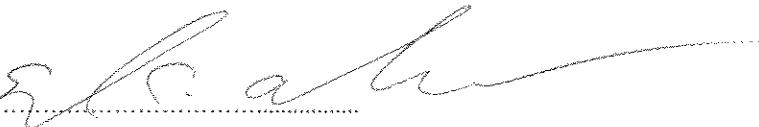
That Docket number 392 is stricken from the record and that Mr. Alvarado shall be allowed to join in the Opposition to be filed by the Plaintiffs in C04-0098 on Friday April 28, 2006.

DATED: _____, 2006

Honorable Susan Illston
U.S. District Judge, Northern District CA

EXHIBIT A

I, Edward C. Alvarado, request to terminate the services of Ms. Mckenzie Parker as my attorney. I am requesting that Waukeen Q. McCoy be the attorney representing my case against Fed Ex. This request supercedes the one I signed on 4/20/06 terminating Mr. McCoy.

Signed.....

Date.....